IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

COMPANY PETITION NO. 955 OF 2003

In the mater of
Companies Act, I of 1956

And

Jindal Flat Strips P.Ltd. .. Petitioners

Vs.

Vishal Tubes & Pipes P.Ltd. .. Respondents

Shri S.Kishore for the petitioners

Shri B.B.Saraf i/b M/s.Kartikeya & Associates for the respondents

CORAM: S.U. KAMDAR, J.

DATE : 25TH FEBRUARY, 2005.

P.C. :

. In the present case, the goods are supplied under invoice dated 15.02.2000. The present petition is filed on 28.02.2003. It is the case of the petitioner that under the letter dated 22.02.2000, it was agreed that there will be a

credit period of 45 days given to the respondent company for making payment. However, the receipt of the said letter is disputed. If the said letter is ignored the claim in the present petition is ex facie barred by the law of limitation. Thus, there are bonafide disputes which requires trial. Petition is dismissed accordingly. No order as to costs.